

TOWN OF FREDERICK, COLORADO
ORDINANCE NO. _____

**AN ORDINANCE OF THE TOWN OF FREDERICK, COLORADO, AMENDING
CERTAIN SECTIONS OF THE TOWN OF FREDERICK MUNICIPAL CODE,
1992 THROUGH THE ADOPTION BY REFERENCE OF THE 2009
COMPREHENSIVE REVISIONS TO THE FREDERICK MUNICIPAL CODE;
AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.**

WHEREAS, Title 31, Article 16, Section 200 *et seq.* of the Colorado Revised Statutes provides that any primary code may be directly adopted by reference upon notice and a public hearing, wherein identification of the nature and purpose of such code, as well as the manner in which it may be obtained, are provided; thereafter, such code may be amended in the same manner or amended by an ordinance that sets forth the entire text of said amendment; and

WHEREAS, it is the intent of the Board of Trustees to amend the Town of Frederick Municipal Code, 1992 ("Municipal Code") in order to make the Code consistent with Town practices, repeal inapplicable and remnant provisions, and to clarify and improve public understanding of Town codes, previously adopted; and

WHEREAS, the Board of Trustees has posted publicly the 2009 Comprehensive Amendments to the Town of Frederick Municipal Code, 1992 at the principal offices of the Town of Frederick, located at 401 Locust Ave, Frederick, Colorado.

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF
FREDERICK, COLORADO, AS FOLLOWS:**

Section 1. The following sections of the Municipal Code repealed in their entirety and reenacted in revised form:

§ 2-51	§ 2-267	§ 5-10 (d)(1)
§ 2-53	§ 2-269	§ 5-142
§ 2-61	§ 2-305	§ 7-101
§ 2-70	§ 4-11	§ 7-103(a)
§ 2-74	§ 4-15	§ 7-104
§ 2-181 through 185	§ 4-16	§ 7-105
§ 2-187	§ 4-71	§ 7-109
§ 2-224	§ 4-73	§ 7-111
§ 2-226	§ 4-75	
§ 2-266	§ 4-77	

Section 2. Section 7-15 of the Frederick Municipal Code, 1992, is hereby renumbered as "Section 10-245." and re-categorized under Chapter 10, Article XII (Miscellaneous Offenses).

Section 3. The following Sections of the Frederick Municipal Code, 1992, are hereby repealed in their entirety:

§ 2-54 through 2-56	§ 2-91 through 2-96	§ 4-18 (1), (2), and (3)
§ 2-58 through 2-60	§ 2-145(b)	§ 4-72
§ 2-63 through 2-69	§ 2-186	§ 4-100
§ 2-71	§ 4-12 through 4-14	§ 7-1 through 7-14
§ 2-72	§ 4-17	§ 7-71 through 7-87
§ 2-75		§ 10-250(c)

Section 4. The “2009 Comprehensive Amendments to the Town of Frederick Municipal Code, 1992,” as has been provided in its entirety to the Board of Trustees, pursuant to C.R.S. § 31-16-107, and as available in the office of the Town Clerk and elsewhere at the principal offices of the Town of Frederick, located at 401 Locust Ave, Frederick, Colorado, is hereby adopted by reference and the Municipal Code is deemed hereby amended consistent with such adoption.

Section 5. Effective date. This ordinance shall be published and become effective as provided by law.

Section 6. Severability. If any part, section, subsection, sentence, clause, or phrase of this ordinance is for any reason held invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 7. Repealer. All ordinances or resolutions and motions of the Board of Trustees of the Town of Frederick or parts thereof in conflict with this ordinance are, to the extent of such conflict, hereby superseded and repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance, resolution or motion, nor revive any ordinance, resolution, or motion thereby.

**INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED
THIS 9th DAY OF JUNE, 2009.**

ATTEST:

TOWN OF FREDERICK

By _____
Nanette S. Fornof, Town Clerk

Eric E. Doering, Mayor